

**SECRETARY OF STATE[721]**

**Notice of Intended Action**

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code sections 47.1 and 17A.3, the Secretary of State hereby gives Notice of Intended Action to amend Chapter 21, “Election Forms and Instructions,” Iowa Administrative Code.

This amendment is necessary to establish procedures to bring Iowa into compliance with the 2009 Military and Overseas Voters Empowerment (MOVE) Act. The MOVE Act requires county commissioners to transmit unvoted balloting materials upon request to Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA) voters not later than 45 days before the election at which a federal office appears on the ballot. The current deadlines for providing notice of special elections to fill vacancies in U.S. congressional offices are too short for Iowa county commissioners to meet the federal requirement. This amendment is required in order to establish deadlines in the event a special election occurs before the statutes are updated to reflect the federal requirement.

Any interested person may make written suggestions or comments on the proposed amendment on or before May 22, 2012. Written suggestions or comments should be directed to Sarah Reisetter, Director of Elections, Office of the Secretary of State, First Floor, Lucas State Office Building, Des Moines, Iowa 50319.

Persons who want to convey their views orally should contact the Secretary of State’s office by telephone at (515)281-0145 or in person at the Secretary of State’s office on the first floor of the Lucas State Office Building.

Requests for a public hearing must be received by May 22, 2012.

This amendment was also Adopted and Filed Emergency and is published herein as **ARC 0109C**. The purpose of this Notice is to solicit comment on that submission, the subject matter of which is incorporated by reference.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code chapters 43, 44, 45, 53 and 69.